

DAILY DIGEST

Vol. 18, No. 190

October 4,1999

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

PUBLIC NOTICES

Report No: A-354. Released: October 4, 1999. NON-COMMERCIAL EDUCATIONAL FM BROADCAST APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF NOV 4 CUT-OFF DATE. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm9216.doc

Released: October 4, 1999. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - OCTOBER 1. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt100199.pdf

Released: October 4, 1999. OKLAHOMA INDEPENDENT TELEPHONE COMPANIES FILE PETITION FOR DECLARATORY RULING - PLEADING CYCLE ESTABLISHED. On September 22, 1999, the Oklahoma Independent Telephone Companies filed a petition seeking a declaratory ruling that a number of incumbent local exchange carriers must be allowed to establish cost-based, unsubsidized pay telephone access line rates, in order to ensure that the pay telephone services provided by Oklahoma local exchange carriers to pay telephone service providers are tariffed in accordance with the Commission's pay telephone orders. Comments due November 4; replies November 19. (DA No. 99-2061). Contact: Lynne Milen or Renee Terry, Competitive Pricing Division at (202) 418-1520; TTY: (202) 418-0484. Internet URL:

https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1999/da992061.wp

Released: October 4, 1999. CABLE SERVICES BUREAU ACTION - INFLATION ADJUSTMENT FIGURES FOR CABLE OPERATORS USING FCC FORMS 1210 AND 1240 NOW AVAILABLE. (DA No. 99-2072). Contact: Media: Michelle Russo at (202) 418-2358; Bureau Contact: Patrick Boateng at (202) 418-2370. Internet URL: https://www.fcc.gov/Bureaus/Cable/Public_Notices/1999/da992072.doc

Released: October 4, 1999. FILING OF CALL SIGN REQUESTS TEMPORARILY SUSPENDED. (DA No. 99-2063). Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/da992063.wp

Report No: B-234. Released: October 4, 1999. NON-COMMERCIAL EDUCATIONAL FM BROADCAST APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF NOV 4 CUT-OFF DATE. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm9217.doc

TEXTS

MEREDITH CABLE. Approved refund plan for the communities in Columbia Heights and Hilltop, MN. Action by Acting Chief, Financial Analysis and Compliance Division. Adopted: September 30, 1999, by Order. (DA No. 99-2047). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da992047.doc>

COX CABLE LOUISIANA METRO SYSTEM. Denied complaint filed against Cox Cable Louisiana Metro System's October 1, 1995, programming services tier rate increase in Harahan, LA. Action by Acting Chief, Financial Analysis and Compliance Division. Adopted: September 30, 1999. by Order. (DA No. 99-2039). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da992039.wp>

AMERICAN DISTANCE EDUCATION CONSORTIUM REQUEST FOR AN EXPEDITED DECLARATORY RULING AND INFORMAL COMPLAINT. Granted EchoStar Satellite Corporation three additional days in which to submit information requested by the International Bureau in this proceeding. Action by Chief, Satellite and Radiocommunication Division. Adopted: October 1, 1999. by Order. (DA No. 99-2067). IB Internet URL: <https://www.fcc.gov/Bureaus/International/Orders/1999/da992067.doc>

OKLAHOMA CITY, OK. Proposed amending the Table of Allotments for Digital Television Broadcast Stations for Oklahoma City, Oklahoma. Comments due November 26; replies December 13. Dkt No.: MM- 99-297. Action by Chief, Video Services Division. Adopted: September 30, 1999. by NPRM. (DA No. 99-2025). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Notices/1999/da992025.wp>

KLAMATH FALLS, OREGON. Proposed amending the Table of Allotments for Digital Television Broadcast Stations in Klamath Falls, Oregon. Comments due November 26; replies December 13. Dkt No.: MM- 99-296. Action by Chief, Video Services Division. Adopted: September 30, 1999. by NPRM. (DA No. 99-2024). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Notices/1999/da992024.wp>

DAVID S. POOLE AND MICHIGAN MULTIMEDIA & TELECOMMUNICATIONS, INC. V. MICHIANA METRONET, INC. AND LUCAS J. CARUSO. Ruled regarding a formal complaint filed by David S. Poole and Michigan Multimedia & Telecommunications, Inc. alleging Michiana, a cellular carrier and Lucas J. Caruso, an employee of Michiana, violated Sections 201(b) and 202(a) of the Communications Act of 1934, as amended re: cellular service. Dismissed the complaint with respect to Caruso and denied the complaint with respect to Michiana. Action by Deputy Bureau Chief. Adopted: September 30, 1999. by MO&O. (DA No. 99-2033). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992033.doc>

ADDENDA: The following items, released October 1, 1999, did not appear in Digest No. 189:

NEWS RELEASES

COMMON CARRIER ACTION - FEDERAL COMMUNICATIONS COMMISSION REFORMS UNIVERSAL SERVICE SUPPORT FOR RURAL HEALTH CARE PROVIDERS - REPORT NO. 99-45 (CC DOCKET NOS. 96-45, 97-21). The FCC took important steps to improve operation of the rural health care support mechanism by making it easier for rural health care providers to apply for and benefit from the program. Action by the Commission on September 21, by Sixth Order on Reconsideration in CC Docket No. 96-45 (FCC 99-256). Action by the Commission on September 30, by Fourteenth Order on Reconsideration in CC Docket Nos. 96-45 and 97-21 (FCC 99-269). CCB Contact: News Media: Mike Balmoris at (202) 418-0253. Internet URL: <https://www.fcc.gov/Bureaus/Common Carrier/News Releases/1999/nrcc9076.doc>

FCC OFFICE OF ENGINEERING AND TECHNOLOGY ISSUES REPORT ON TRANSMISSION STANDARDS FOR DIGITAL TELEVISION. The FCC Office of Engineering and Technology released a report following its independent assessment of two standards for the provision of digital television services in the United States: the 8-Level Vestigial Side-Band system and Coded Orthogonal Frequency Division Multiplex.. News Media Contact: David Fiske (202) 418-0500. OET Contact: Bruce Franca and Alan Stilwell at (202) 418-2470. Internet URL: <https://www.fcc.gov/Bureaus/Engineering Technology/News Releases/1999/nret9004.doc>

FCC CALENDAR OF EVENTS. OPA. Internet URL: <https://www.fcc.gov/Bureaus/Miscellaneous/Calendar/c1991001.html>

PUBLIC NOTICES

Released: October 1, 1999. TELEVISION CHANNEL UTILIZATION.

Released: October 1, 1999. NON-DOMINANT CARRIERS REVISED TARIFF FILING PROCEDURES. (DA No. 99-2066). Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1999/da992066.doc

Released: October 1, 1999. PLEADING CYCLE ESTABLISHED FOR COMMENTS ON UNION TELEPHONE COMPANY PETITION FOR WAIVER OF SECTIONS 64.1903(A) AND 64.1903(B) OF THE COMMISSION'S RULES - CC DOCKET 96-61. On August 30, Union Telephone Company filed a petition for waiver of sections 64.190(a)(2) and 64.1903(b) of the Commission's rules to allow the continued provision of long distance services to its rural customers without structural changes. comments due November 1; replies November 12. (DA No. 99-2065). Dkt No.: CC- 96-61. Contact: Janice M. Myles, Policy and Program Planning Division at (202) 418-1580. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1999/da992065.doc

Report No: TEL-00140. Released: October 1, 1999. INTERNATIONAL AUTHORIZATIONS GRANTED. (DA No. 99-2058). Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1999/da992058.pdf

Report No: 66. Released: October 1, 1999. MASS MEDIA BUREAU PREPARED TO ISSUE MULTIPOINT DISTRIBUTION SERVICE BTA AUTHORIZATION. Contact: Charles Dziedzic at (202) 418-1600, Barrett Brick at (202) 418-1065 or Nazifa Naim at (202) 418-7059. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/MDS_Notices/md991001.pdf

Report No: AUC-99-27-A. Released: October 1, 1999. PAHRUMP, NEVADA CLOSED BROADCAST AUCTION TO BE HELD ON OCTOBER 6, 1999 - 3 QUALIFIED BIDDERS. (DA No. 99-2062). Internet URL: https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da992062.wp

TEXTS

IMPLEMENTATION OF THE LOCAL COMPETITION PROVISIONS OF THE TELECOMMUNICATIONS ACT OF 1996. Granted U S WEST Communications, Inc.'s petition for a limited waiver of the intraLATA toll dialing parity implementation schedule initially adopted by the FCC in the Local Competition Second Report and Order and modified by the March 23 Dialing Parity Order. Dkt No.: CC- 96-98. Action by Acting Chief, Network Services Division. Adopted: October 1, 1999. by Order. (DA No. 99-2051). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/da992051.wp

IMPLEMENTATION OF THE NON-ACCOUNTING SAFEGUARDS OF SECTIONS 271 AND 272 OF THE COMMUNICATIONS ACT OF 1934, AS AMENDED. Denied all of the petitions for reconsideration or clarification of certain aspects of the Non-Accounting Safeguards Order adopted December 24, 1996; on its own motion, clarified certain language in the Non Accounting Safeguards Order relating to so-called teaming arrangements. Dkt No.: CC- 96-149. Action by the Commission. Adopted: September 8, 1999. by 3rd Ord. on Rec. (FCC No. 99-242). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/fcc99242.wp

CREATION OF A LOW POWER RADIO SERVICE. Denied Motion for Reconsideration of Reply Comment Extension Deadline, established by the Commission's Order extending the reply comment period in this

proceeding. Dkt No.: MM- 99-25. Action by the Commission. Adopted: October 1, 1999. by Order on Recon. (FCC No. 99-271). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/fcc99271.doc

EAGLE NEST, NEW MEXICO. Denied the petition of Mountain West Broadcasting re: allotment of Channel 284C2 to Eagle Nest, New Mexico. Terminated proceeding. Dkt No.: MM- 99-121. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: September 22, 1999. by R&O. (DA No. 99-2000). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da992000.wp

MOUNT OLIVE AND STAUNTON, IL. Effective November 15, amended FM Table for Mount Olive and Staunton, Illinois. Terminated proceeding. Dkt No.: MM- 99-167. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: September 22, 1999. by R&O. (DA No. 99-2035). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da992035.wp

DANIEL T. MEEK. Denied Daniel T. Meek's petition for reconsideration of a decision by the Wireless Telecommunications Bureau denying his request for a finder's preference against Specialized Mobile Radio Station KNHK823. Action by Deputy Bureau Chief. Adopted: October 1, 1999. by MO&O. (DA No. 99-2057). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992057.doc>

DAVID E. HUFFMAN. Denied David E. Huffman's petition for reconsideration of a decision by the Wireless Telecommunications Bureau denying his request for a finder's preference against Specialized Mobile Radio Station KNHK823. Action by Deputy Bureau Chief. Adopted: October 1, 1999. by MO&O. (DA No. 99-2022). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992022.doc>

BEN WALL. Denied Mr. Ralph Hodge d/b/a Ralph Hodge Construction Company's petition for reconsideration of a decision by the Wireless Telecommunications Bureau awarding a finder's preference against Specialized Mobile Radio Station WNQG403 to Mr. Ben Wall. Action by Deputy Chief, Commercial Wireless Division. Adopted: October 1, 1999. by MO&O. (DA No. 99-2053). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992053.doc>

M. SONOMURA CONTRACTING CO. Granted M. Sonomura Contracting Co.'s petition for reconsideration of a decision by the Wireless Telecommunications Bureau re: a finder's preference for Station WNSM690 awarded to James A. Cassell; set aside finder's preference award to Casell and the notice of cancellation to Sonomura. Action by Deputy Chief, Commercial Wireless Division. Adopted: October 1, 1999. by MO&O. (DA No. 99-2068). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992068.doc>

GIANT INDUSTRIES. Ordered that the instant Order of Modification re: Station WPMJ750 shall become effective and final on November 2, 1999, if Giant Industries does not protest the Order of Modification. Action by Chief, Public Safety and Private Wireless Division. Adopted: September 30, 1999. by Order for Mod. (DA No. 99-2056). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992056.wp>

PAGING USA, INC. Granted Paging USA, Inc.'s waiver request re reinstatement of expired licenses and reinstated Paging System Station WPEB521's at Columbus, OH and Chicago, IL) authorization. Action by Deputy Chief, Policy and Rules Branch, Commercial Wireless Division. Adopted: October 1, 1999. by Order. (DA No. 99-2059). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992059.wp>

JAMES L. CRAWFORD D/B/A WAVELINK JLC COMMUNICATIONS SITES. Denied James L. Crawford d/b/a Wavelink JLC Communications Sites' petition for reconsideration of a decision made by the Wireless Telecommunications Bureau denying its request for a finder's preference for Station WNIR380, licensed to Larry Callander d/b/a C & L Service, Inc. Action by Deputy Chief, Commercial Wireless Division. Adopted: October 1, 1999. by MO&O. (DA No. 99-1951). WTB

TECHNOLOGY FOR COMMUNICATIONS INTERNATIONAL. Denied Technology Communications International's (TCI's) request for waiver of Sections 80.207 and 80.453 of the Commission's Rules to permit TCI to use data and telemetry emissions and to serve fixed mobile transceivers on land in addition to maritime

units. Action by Chief, Public Safety and Private Wireless Division. Adopted: September 30, 1999. by Order. (DA No. 99-2015). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992015.wp>

USA MOBILE COMMUNICATIONS, INC. II. Dismissed as moot the petition to deny and the petition for reconsideration filed by TSR Paging, Inc. against the application of USA Mobile Communications, Inc. II re: Paging Station WPHU 254. Action by Deputy Chief, Policy and rules Branch, Commercial Wireless Division. Adopted: October 1, 1999. by Order. (DA No. 99-2064). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da992064.wp>

ADDENDA: The following items, released September 29, 1999, did not appear in Digest No. 187:

TEXTS

WESTCOAST BROADCASTING, INC, LICENSEE, RADIO STATION KJUG(AM). Issued a Notice of Apparent Liability for Forfeiture against Westcoast Broadcasting, Inc., licensee of radio station KJUG(AM),for violation of Section 73.1206 of the Commission's rules regarding a broadcast telephone conversation. Action by Bureau Chief. by Letter. (DA No. 99-2007). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da992007.wp

CITICASTERS COMPANY, LICENSEE, RADIO STATION WKLS(FM), ATLANTA, GA. Issued a Notice of Apparent Liability for Forfeiture against Citicasters Company, licensee for radio station WKLS(FM), Atlanta, GA, for violation of Section 73.1206 of the Commission's rules regarding an on-air conversation. Action by Bureau Chief. by Letter. (DA No. 99-2006). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da992006.wp